

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

Agricultural Marketing Department -Establishment – Central Market Fund Service – Permission to Commissioner & Director of Agricultural Marketing to regularize the services of Sri V.Srinivas as Attender in the office of the Deputy Executive Engineer(M), Vizianagaram District as per the orders of the Hon'ble High Court of A.P., dated: 27.9.2000 in WP No.24536/1999. – Orders - Issued.

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AGRICULTURE AND COOPERTATION (AM-II) DEPARTMENT

G.O.Rt.No. 719

Dated:22.06.2011

Read the following:-

1. Proceedings No.DEE(M)VZM/954/85,dt:18.10.1985 of Dy.EE (M), Vizianagaram.
2. Proceedings No.DyEE(M)VZM/55532/86,dt:9.12.1986 of Dy.EE (M), Vizianagaram.
3. The Industrial Tribunal-Cum-Labour Court, Visakhapatnam orders dt:9.8.1999 in I.D.No.106/96.
4. From the A.P.H.C. Interim Order dt:29/11/99 in WP.MP.No.30856/99 in W.P.No.24356/ 1999 filed by DY.EE(M), Vizianagaram.
5. From Hon'ble High Court orders dt:27-9-2010 in WP.MP.No.1938 / 2000 in Writ Appeal No.1025/2000 in filed by DY.EE(M) Vizianagaram.
6. Govt.Memo No.238/Mktg.II.1/2001-8, dt:14-6-2001.
7. The Hon'ble High Court orders dt:4-12-2008 in WP.No.24536/1999.
8. From C&DOAM,A.P., Hyd. Lr.No.Engg.Estt/102/2010, dt:26.06.2010, 18.8.2010, 26.10.2010 & 7.2.2011.

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ORDER:-

In the reference 8th read above, the Commissioner & Director of Agricultural Marketing, A.P., Hyderabad has reported that Sri V.Srinivas was originally appointed as Head Mazdoor (Maistry) on daily wages on 18.10.1985 vide reference 1<sup>st</sup> read above, and later he was appointed as Non-Technical Work Inspector vide reference 2<sup>nd</sup> read above. Subsequently he was terminated on 16.7.1988 as per the oral instructions of Deputy Executive Engineer(M), Vizianagaram. Aggrieved, Sri V.Srinivas has filed case in the Industrial Tribunal Cum Labour Court, Visakhapatnam and the Labour Court in its award dt.9.8.1999 has declared the termination as illegal and ordered for taking him back with continuity of service but without backwages vide reference 3<sup>rd</sup> read above and the same was notified in G.O.Rt.No.1607, Labour Employment, Training and Factories(LAB-I) Department, dated:10.9.1999. The Deputy Executive Engineer (M) Vizianagaram has filed WP No. 24536/1999 in the Hon'ble High Court of A.P., Hyderabad against the orders of the Labour Court. The Hon'ble High Court has dismissed the WP filed by Deputy Executive Engineer(M), Agricultural Market Committee, Vizianagaram. Further, Government have issued instructions to the Commissioner & Director of Agricultural Marketing, A.P., Hyderabad to reinstate the petitioner into service as per the orders of Industrial Tribunal, Visakhapatnam in ID No.106/96 subject to outcome of WP No.24536/1999 pending in the A.P. High Court vide reference 6<sup>th</sup> read above. Accordingly, the individual was reinstated into service by the Deputy Executive Engineer vide Proceedings dt: 20.6.2001. The Government Pleader for Services-I, High Court of A.P., Hyderabad who was consulted has opined that it is necessary to consider the entitlement of the individual for regularization in accordance with G.O.212, if the scheme applies to him. The Commissioner & Director of Agricultural Marketing, A.P., Hyderabad while forwarding necessary proposals in the Check list along with vacancy position has requested the Government to regularize the services of Sri V.Srinivas as Attender in the O/o the Deputy Executive Engineer., Vizianagaram District in the existing vacancy in terms of G.O.Ms.No.212, Finance Department, Dated:22.04.1994 keeping in view of the orders of Hon'ble High Court of A.P., dated:27.9.2000 in WP No.24536/1999 and also taking into consideration of the opinion of Government Pleader for Services-I, High Court of A.P., Hyderabad dated:17.6.2010.

2. Government after careful examination of the proposal of Commissioner & Director of Agricultural Marketing, A.P., Hyderabad hereby permit the Commissioner & Director of Agricultural Marketing, A.P., Hyderabad to regularize the services of Sri V.Srinivas as Attender in the office of Deputy Executive Engineer (M), Vizianagaram District in terms of G.O.Ms.No.212, Finance & Planning(FW.P.C.III) Department, Dated:22.04.1994 with prospective effect ie., the date of issue of orders by competent appointing authority, subject to condition that the vacancy is clear, regular and continued from time to time till date and that no seniority eligible person is overlooked/omitted.

3. The Commissioner & Director of Agricultural Marketing, A.P., Hyderabad, AP.,Hyderabad shall take further necessary action accordingly and also to inform the Hon'ble High Court of A.P., regarding the implementation of Hon'ble High Court orders in WP.No.24536/1999.

4. This order issues with the concurrence of Finance (PC.III) Dept., vide their U.O.No.9062/185/A1/PC.III/2011, Dated:13.05.2011.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

K.RATNA KISHORE  
PRINCIPAL SECRETARY TO GOVERNMENT

To  
The Commissioner & Director of  
Agricultural Marketing, A.P., Hyderabad  
The individual through the Commissioner & Director of Agricultural Marketing, A.P.,  
Hyderabad.  
The Accountant General, A.P., Hyderabad.  
The Government Pleader for Services-I, High Court of A.P., Hyderabad  
SF/SC

//Forwarded :: By Order//

SECTION OFFICER